## REMARKS

This paper is submitted in response to the Final Office Action dated August 10, 2005 and in order to place the case in better condition for appeal. In addition, a Notice of Appeal was filed on November 10, 2005, and as such, Applicants do not believe any fees are due for this filing.

In this paper, Applicants have amended claim 22 to address the 35 U.S.C. § 101 rejection and amended claim 38 to address the 35 U.S.C. § 112, second paragraph rejection. In addition, Applicants have canceled claim 39. Claims 1-38 remain pending for the purposes of the appeal.

Applicants respectfully request that the aforementioned amendments be entered by the Examiner after final pursuant to 37 C.F.R. 1.116, as the amendments merely place the application in better condition for appeal, and as the amendments do not raise any new issues.

If the Examiner has any questions regarding this paper, or which might otherwise further this case onto allowance, the Examiner may contact the undersigned at 513-241-2324. Moreover, if any other charges or credits are necessary to complete this communication, please apply them to Deposit Account 23-3000.

Respectfully submitted,

Date

Douglas A. Scholer Reg. No. 52,197

WOOD, HERRON & EVANS, L.L.P.

2700 Carew Tower

441 Vine Street

Cincinnati, Ohio 45202 Telephone: (513) 241-2324 Facsimile: (513) 241-6234

Page 8 of 8
Scrial No. 10/022,982
Amendment After Final dated January 9, 2006
Reply to Office Action of August 10, 2005
IBM Docket ROC920010097US1
WH&E IBM/195
K:\u00fcbrill95\u00bbrill9